THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.19125 of 2006

Date: 14th September, 2006

Between :-

Smt. Maina Devi .. Petitioner

And

Municipal Corporation of Hyderabad
Rep. By its Commissioner,
Tankbund, Hyderabad ..
Respondent

THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.19125 of 2006

ORDER:-

The Writ Petition is filed for a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent officials to demolish the structures over the Plot No.56, Nallgutta, Secunderabad without following due process of law, as illegal, contrary to law and arbitrary and to pass such other suitable orders.

2. Several factual details had been narrated in paras 2, 3, 4, 5 and 6 of the affidavit filed in support of the Writ Petition. It is specifically stated that the officials of the respondent are constantly threatening the petitioner and even on 13-9-2006 the officials had visited the site and threatened that they will come on the nextday and demolish the structures.

3. Smt. Jyoti Kiran, the learned Counsel representing respondents would submit that this Writ Petition is filed on mere apprehension.

4. In the light of the facts and circumstances and the specific stand taken by the Writ Petitioner in the affidavit

filed in support of the Writ Petition, this Court is of the considered opinion that the Writ Petition can be disposed of with the following direction :-

> *"The respondent not to resort to any demolition activity in relation to the subject matter of the Writ Petition unless the respondent follows the due process of law."*

No order as to costs.

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Justice P.S.Narayana

14th September, 2006

Note: Order copy by wire at
Party's costs
(B/o.SMR)